| UNITED STATES DISTRICT COURT | | |
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| SOUTHERN DISTRICT OF NEW YORK | | |
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| KNIFE RIGHTS, INC.; | | |
| JOHN COPELAND; and PEDRO PEREZ, | | |
| , | Plaintiffs, | |
| | | 11 CV. 3918 (BSJ) (RLE) |
| - against - | | 11 CV. 3910 (BSJ) (RLE) |
| | | |
| CYRUS VANCE, FR., in his Official Capacity as the New | | |
| York County District Attorney; CITY OF NEW YORK; | | |
| and ERIC SCHNEIDERMAN, in his Official Capacity as | | |
| Attorney General of the State of New York, | pacity as | |
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| D | efendants. | |
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| LIPPIN DECLARATION IN SUPPORT OF THE | | |

CITY OF NEW YORK'S MOTION TO DISMISS
THE COMPLAINT PURSUANT TO FRCP 12(c)

LOUISE LIPPIN declares under penalty of perjury, pursuant to 28 USC § 1746, that the following is true and correct:

- 1. I am an Assistant Corporation Counsel in the office of Michael A. Cardozo, Corporation Counsel of the City of New York, attorney for the defendant, The City of New York ("City"), in the above-captioned matter. I am familiar with the facts and circumstances set forth herein based upon my review of the prior submissions in this proceeding, the records of the City of New York, and conversations with agents, officers and employees of the City of New York.
- 2. I submit this affirmation in support of the instant motion of The City of New York to dismiss the complaint pursuant to Rule 12(c) of the Federal Rules of Civil Procedure.

- 3. A copy of the criminal court complaint filed against plaintiff John Copeland in New York County Criminal Court, dated November 3, 2010, is annexed hereto as Exhibit A.
- 4. A copy of the criminal court complaint filed against plaintiff Pedro Perez in New York County Criminal Court, dated May 11, 2010, is annexed hereto as Exhibit B.

Dated: New York, New York December 16, 2011

> MICHAEL A. CARDOZO Corporation Counsel of the City of New York Attorney for City of New York 100 Church Street, Room 5-153 New York, New York 10007

By:

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(via ECF)